

1st Sub. H.B. 69

DUI TESTING AMENDMENTS

HOUSE FLOOR AMENDMENTS

AMENDMENT 1

FEBRUARY 1, 2024 2:32 PM

Representative **Ryan D. Wilcox** proposes the following amendments:

1. *Page 2, Lines 29 through 34:*

- 29 field sobriety test;
- 30 ▶ requires law enforcement agencies to provide training on the use of oral fluid and
- 31 portable breath tests as part of a field sobriety test; and
- 32 { ~~allows evidence obtained through oral fluid and portable breath tests to support a~~
- 33 ~~finding of probable cause that a person is guilty of driving under the influence; and~~ }
- 34 ▶ makes technical changes.

2. *Page 15, Lines 437 through 443:*

- 437 (b) oral fluid and portable breath testing equipment is used in a manner consistent with
- 438 manufacturer and industry standards.
- 439 { ~~(3) Evidence obtained through oral fluid testing or portable breath testing is relevant in~~
- 440 ~~determining probable cause that a person is guilty of an offense described in Subsection~~
- 441 ~~41-6a-501(2)(a)(i), 41-6a-501(2)(a)(iii) through (vii), or 41-6a-501(2)(a)(x).~~ }
- 442 Section 10. Effective date.
- 443 This bill takes effect on May 1, 2024.